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United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 LUIS ENRIQUE VASQUEZ-LOPEZ,
15 Defendant.

CASE NO. 2:23-CR-00135-WBS

STIPULATION REGARDING EXCLUDABLE TIME PERIODS UNDER SPEEDY TRIAL ACT; FINDINGS AND ORDER

STIPULATION

18 Plaintiff United States of America, by and through its counsel of record, and defendant, by and
19 through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for status on March 11, 2024.
 2. By this stipulation, defendant now moves to continue the status conference until **May 13, 2024, at 9:00 am**, and to exclude time between March 11, 2024, and May 13, 2024, under Local Code T4.

3. The parties agree and stipulate, and request that the Court find the following:

 - a) The government has represented that the discovery associated with this case includes investigative reports, photographs, drug lab analyses, and audio and video recordings. All of this discovery has been either produced directly to counsel and/or made available for inspection and copying.

1 b) Defense counsel was substituted as attorney of record on November 13, 2023.
2 ECF 22. Since that time, defense counsel has been engaged in several state court jury trials.

3 c) Counsel for defendant desires additional time to review the discovery, consult
4 with his client, review the current charges, conduct investigation and research related to the
5 charges, discuss possible resolutions, and otherwise prepare for trial.

6 d) Counsel for defendant believes that failure to grant the above-requested
7 continuance would deny him the reasonable time necessary for effective preparation, taking into
8 account the exercise of due diligence.

9 e) The government does not object to the continuance.

10 f) Based on the above-stated findings, the ends of justice served by continuing the
11 case as requested outweigh the interest of the public and the defendant in a trial within the
12 original date prescribed by the Speedy Trial Act.

13 g) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
14 et seq., within which trial must commence, the time period of March 11, 2024 to May 13, 2024,
15 inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4]
16 because it results from a continuance granted by the Court at defendant's request on the basis of
17 the Court's finding that the ends of justice served by taking such action outweigh the best interest
18 of the public and the defendant in a speedy trial.

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4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: March 6, 2024

PHILLIP A. TALBERT
United States Attorney

Dated: March 6, 2024

/s/ MATTHEW C. SMITH
MATTHEW C. SMITH
Counsel for Defendant
LUIS ENRIQUE VASQUEZ-LOPEZ

ORDER

IT IS SO FOUND AND ORDERED.

Dated: March 7, 2024

William B. Shubb
WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE